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FILED

DECEMBER 22, 2005

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SUSPENSION	:	Administrative Action
OR REVOCATION OF THE LICENSE OF:	:	
	:	
ANTHONY BRITO	:	CONSENT ORDER
	:	
TO PRACTICE ATHLETIC TRAINING IN	:	
THE STATE OF NEW JERSEY	:	
	:	

This matter was opened to the New Jersey State Board of Medical Examiners upon receipt of an application for reinstatement of Anthony Brito's ("Respondent") license to practice athletic training in the State of New Jersey. Respondent's license to practice athletic training expired on January 31, 2005. Respondent was scheduled to appear at an investigative inquiry before the Athletic Training Advisory Committee ("Committee") on September 26, 2005. However, due to a misunderstanding, Respondent did not appear on that date, but he agreed to provide testimony under oath via telephone conference during the Committee meeting. Respondent testified that he has been practicing athletic training while serving as the athletic trainer for Franklin High School in

CERTIFIED TRUE COPY

Somerset, New Jersey, from February 1, 2005 through June 30, 2005 and from September 1, 2005 through September 21, 2005 in violation of N.J.S.A. 45:9-37.37. Respondent's license was reinstated on September 22, 2005 upon the payment of the renewal fee and a late fee. Respondent also testified about the circumstances surrounding his arrest on February 28, 1994 by the Casino Gambling Enforcement Unit for a violation of N.J.S.A. 2C:5-2, Conspiracy Theft, which was dismissed on May 9, 1994 by the Atlantic City Municipal Court and an arrest on January 30, 2001 by the Woodbridge Police for a violation of N.J.S.A. 2C:12-1A, Simple Assault. In the latter matter, after trial on May 23, 2001, he was found not guilty and acquitted of the charge. Respondent testified that he did not disclose the 1994 arrest on his initial application for licensure or the 2001 arrest on his 2003 or 2005 reinstatement applications.

The Board having considered the aforesaid information, and the parties being desirous of resolving this matter without the necessity for further formal proceedings; and Respondent acknowledging that he practiced athletic training in New Jersey after the expiration of his license, he failed to disclose an arrest on the initial application and a second arrest on the 2003 or 2005 reinstatement applications; and the parties agreeing that good cause exists for the entry of the within Order;

**IT IS, THEREFORE ON THIS 22ND DAY OF DECEMBER 2005,
ORDERED AND AGREED THAT:**

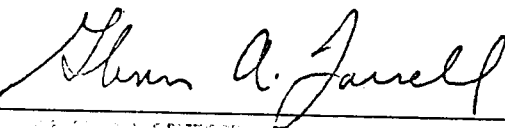
1. Respondent Anthony Brito, is reprimanded for engaging in the unlicensed practice of athletic training in violation of N.J.S.A. 45:1-7.1(c) and for failing to disclose information pertaining to an arrest in 1994 on his initial application form and a second arrest in 2001 on his 2003 or 2005 renewal applications in violation of N.J.S.A. 45:1-21(a) and (b).

2. Anthony Brito, shall contemporaneously with the filing of this Order, pay a civil penalty in the amount of \$250.00 and costs of the investigation in the amount of \$270.00 by certified check or money order payable to the Treasurer of the State of New Jersey and forwarded to Susan Gartland, Executive Director, Athletic Training Committee at 124 Halsey Street, 6th Floor, Newark, New Jersey 07101.

3. Failure to pay the civil penalty and costs may result in the filing of a Certificate of Debt and further proceedings by the Board.


NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

By: _____



Glen A. Farrell, Esq.
Board Vice President

I have read and understand the within Order and I agree to be bound by the terms set forth in the Consent Order. Consent is hereby given to the Board to enter this Order.


Anthony Brito, Athletic Trainer